IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATON NO. 2222 OF 2004

IN

WRIT PETITION NO. 6604 OF 2003

M/s. Thakur's .. Petitioner.

vs.

The Pratap Co.op.

Bank Ltd,. & Ors. .. Respondents.

Mr. Mihir Desai for petitioner.

Mr. S.Shah for respondent nos.1 & 2.

CORAM : S.U. KAMDAR, J.

DATE : 23rd December, 2005.

P.C.:

. The respondent no. 1 - original petitioner is permitted to file affidavit-in-reply to the civil application and bring the material which has ben produced by him to show that the third party is in possession of the property on record. The Commissioner was appointed by my order dated 21.12.2005 and pursuant thereto the Commissioner has visited the premises after notice to both the parties and has filed the report. Office is

directed to furnish copy of the report to both the parties to make necessary submissions in the matter. Matter to be placed on Board on reopening after Christmas Vacation. Both the parties are directed to pay the Commissioner cost quantified at Rs. 500/- each totalling to Rs. 1000/-.